IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

C.W.P. No. 8525 of 2005
Date of decision, December 11, 2007

Balbir Singh and others

..... Petitioners

Versus

The State of Punjab and others

`

..... Respondents

CORAM: HON'BLE MR. JUSTICE J.S. KHEHAR AND
HON'BLE MR. JUSTICE SHAM SUNDER

Present: Mr. R.K. Arora, Advocate
for the petitioners.

Mr. K.S.Dadwal, Additional Advocate
General, Punjab for the respondents.

****

J.S.Khehar, J (Oral)

Through the instant writ petition, the petitioners claim regularisation, as well as, wages at the minimum of the regular scale payable to regular employees. Although the instant writ petition was disposed of by this Court on appeal the Apex Court remanded the matter back to this Court in view of the decision rendered in Secretary, State of Karnatka & others vs. Umadevi & others 2006 (3) SLR-1.

Learned counsel for the petitioners states, that the State Government has now framed a policy dated 15.12.2006 in furtherance of the decision rendered by the Supreme Court in Umadevi's case (supra). Learned counsel further states that the petitioners will be satisfied, if the instant writ petition is disposed of with a direction to the respondents, to consider the claim of the petitioners for regularisation under the aforestated policy/instructions dated 15.12.2006 and in the light of the judgment in

Umadevi's case (supra). Likewise , the petitioners state that they will be satisfied if the issue of the wages payable to them is redetermined by the respondents in the light of the judgment rendered in Umadevi's case (supra). Learned counsel also states that the petitioners may be permitted to make a supplementary representation to the authorities for the said relief.

Learned counsel for the respondents states that he has no objection to the disposal of the instant writ petition in terms of the prayer made by the learned counsel for the petitioners.

In view of the above, the instant writ petition is disposed of with a direction to the respondents to consider the claim of the petitioners for regularisation in terms of the policy/instructions dated 15.12.2006 as well as, in the light of the judgment of the Apex Court in Umadevi's case (supra). Likewise, the petitioners claim for wages be also redetermined in the light of the judgment rendered by the Apex Court in Umadevi's case (supra). The competent authority shall pass a well reasoned speaking order, within six months from the date of receipt of a certified copy of this order.

Liberty is granted to the petitioners to submit a representation/supplementary representation to supplement their submissions on the issues under reference within two months from today.

Disposed of accordingly.

Order dasti on payment of usual charges.

(J. S. KHEHAR)
JUDGE

December 11, 2007 **(SHAM SUNDER)**
archana **JUDGE**